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APPLE INC.

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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 APPLE INC., a California corporation,
12
13 Plaintiff,

14 v.

15 AMAZON.COM, INC., a Delaware
corporation, and AMAZON DIGITAL
16 SERVICES, INC., a Delaware
corporation,

17 Defendants.
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Case No. CV 11-01327 PJH

**PLAINTIFF APPLE INC.'S
ANSWER TO DEFENDANTS'
COUNTERCLAIM**

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2 In response to the portion of Defendants' Answer to Second Amended Complaint
3 and Affirmative Defenses (Docket No. 58) that incorporates by reference Defendants'
4 counterclaim filed April 25, 2011, Apple Inc. hereby restates and incorporates by
5 reference its Answer to Defendants' Counterclaim as filed on May 19, 2011 (Docket No.
6 35).

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8 Dated: January 2, 2012

9 O'MELVENY & MYERS LLP

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11 By /s/ David R. Eberhart
12 David R. Eberhart

13 Attorneys for Plaintiff APPLE INC.
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